

Fill in this information to identify your case:

United States Bankruptcy Court for the:

SOUTHERN DISTRICT OF NEW YORK

Case number (if known) _____

Chapter you are filing under:

☐ Chapter 7

☒ Chapter 11

☐ Chapter 12

☐ Chapter 13

☐ Check if this an
amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

12/15

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name NYC Constructors Inc.

2. All other names debtor
used in the last 8 years

Include any assumed
names, trade names and
doing business as names

3. Debtor's federal
Employer Identification
Number (EIN) 32-0417618

4. Debtor's address Principal place of business

110 East 42nd Street, Suite 1502
New York, NY 10017

Number, Street, City, State & ZIP Code

New York

County

Mailing address, if different from principal place of
business

P.O. Box, Number, Street, City, State & ZIP Code

Location of principal assets, if different from principal
place of business

Number, Street, City, State & ZIP Code

5. Debtor's website (URL) _____

6. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

☐ Partnership

☐ Other. Specify: _____

7. Describe debtor's business A. Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Railroad (as defined in 11 U.S.C. § 101(44))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53AB))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
☒ None of the above

B. Check all that apply

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
☐ Investment advisor (as defined in 15 U.S.C. § 80a-3)

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.
See <http://www.naics.com/search/>.

8. Under which chapter of the Bankruptcy Code is the Debtor filing?

Check one:

- ☐ Chapter 7
☐ Chapter 9
☒ Chapter 11. Check all that apply:

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,490,925 (amount subject to adjustment on 4/01/16 and every three years after that).
☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operation, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
☐ A plan is being filed with this petition.
☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11 (Official Form 201A) with this form.
☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

- ☒ No.
☐ Yes.

If more than 2 cases, attach a separate list.

District		When		Case number	
District		When		Case number	

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

- ☐ No
☒ Yes.

List all cases. If more than 1, attach a separate list

Debtor	MRP, LLC	Relationship to you	Subsidiary
District	Southern District of New York	When	1/14/16
		Case number, if known	

11. Why is the case filed in this district? *Check all that apply:*
- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.
-
12. Does the debtor own or have possession of any real property or personal property that needs immediate attention? ☒ No
- ☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.
- Why does the property need immediate attention? (Check all that apply.)**
- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.
What is the hazard? _____
- ☐ It needs to be physically secured or protected from the weather.
- ☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
- ☐ Other _____
- Where is the property?** _____
Number, Street, City, State & ZIP Code
- Is the property insured?**
- ☐ No
- ☐ Yes. Insurance agency _____
Contact name _____
Phone _____

Statistical and administrative information

13. Debtor's estimation of available funds *Check one:*
- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.
-
14. Estimated number of creditors
- | | | |
|------------------------------------------|----------------------------------------|--------------------------------------------|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000 | <input type="checkbox"/> 25,001-50,000 |
| <input type="checkbox"/> 50-99 | <input type="checkbox"/> 5001-10,000 | <input type="checkbox"/> 50,001-100,000 |
| <input type="checkbox"/> 100-199 | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999 | | |
-
15. Estimated Assets
- | | | |
|--------------------------------------------------|----------------------------------------------------------------|----------------------------------------------------------|
| <input type="checkbox"/> \$0 - \$50,000 | <input checked="" type="checkbox"/> \$1,000,001 - \$10 million | <input type="checkbox"/> \$500,000,001 - \$1 billion |
| <input type="checkbox"/> \$50,001 - \$100,000 | <input type="checkbox"/> \$10,000,001 - \$50 million | <input type="checkbox"/> \$1,000,000,001 - \$10 billion |
| <input type="checkbox"/> \$100,001 - \$500,000 | <input type="checkbox"/> \$50,000,001 - \$100 million | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million | <input type="checkbox"/> \$100,000,001 - \$500 million | <input type="checkbox"/> More than \$50 billion |
-
16. Estimated liabilities
- | | | |
|--------------------------------------------------|----------------------------------------------------------------|----------------------------------------------------------|
| <input type="checkbox"/> \$0 - \$50,000 | <input checked="" type="checkbox"/> \$1,000,001 - \$10 million | <input type="checkbox"/> \$500,000,001 - \$1 billion |
| <input type="checkbox"/> \$50,001 - \$100,000 | <input type="checkbox"/> \$10,000,001 - \$50 million | <input type="checkbox"/> \$1,000,000,001 - \$10 billion |
| <input type="checkbox"/> \$100,001 - \$500,000 | <input type="checkbox"/> \$50,000,001 - \$100 million | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million | <input type="checkbox"/> \$100,000,001 - \$500 million | <input type="checkbox"/> More than \$50 billion |

Request for Relief, Declaration, and Signature

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature
of authorized
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on January 14, 2016
MM / DD / YYYY

X /s/ Barry King

Signature of authorized representative of debtor

Title President

Barry King

Printed name

18. Signature of attorney

X /s/ Scott S. Markowitz, Esq.

Signature of attorney for debtor

Date January 14, 2016

MM / DD / YYYY

Scott S. Markowitz, Esq.

Printed name

Tarter Krinsky & Drogin LLP

Firm name

1350 Broadway

11th Floor

New York, NY 10018

Number, Street, City, State & ZIP Code

Contact phone (212) 216-8000

Email address smarkowitz@tarterkrinsky.com

(SSM-0849)

Bar number and State

NYC CONSTRUCTORS INC.
PRESIDENT AND SECRETARY'S CERTIFICATE

The undersigned, as President and Secretary of NYC Constructors Inc., a New York corporation (the "Corporation"), hereby certifies on the date hereof as follows:

1. I am the duly qualified and acting President and Secretary of the Corporation, and I am the proper person to execute and deliver this Certificate. I am familiar with the facts certified herein.

2. Attached hereto as *Exhibit A* is a true, complete and correct copy of resolutions duly adopted by the Corporation's Board of Directors at a duly called special meeting of the Corporation's Board of Directors pursuant to the Corporation's Bylaws on January 14, 2016 (the "Resolutions"). The Resolutions have not been rescinded or amended since the date of their adoption and are in full force and effect on the date hereof.

The undersigned has executed this Certificate as of the 14th day of January, 2016.

NYC Constructors Inc.
a New York corporation

s/ Barry King

Name: Barry King

Title: President and Secretary

EXHIBIT A

Resolutions

WHEREAS, the Board deems it to be advisable and in the best interests of NYC Constructors Inc. (“NYCC” or “Corporation”), its creditors, shareholders and other interested parties, that a petition be filed by the Corporation seeking relief under the provisions of chapter 11 of title 11, United States Code, 11 U.S.C. §§ 101 et seq. (the “Bankruptcy Code”).

WHEREAS, NYCC owns all of the membership interests in MRP, L.L.C. (“MRP”) and the Board deems it advisable and in the best interests of MRP, its creditors, NYCC, and other interested parties, that a petition be filed by MRP seeking relief under the Bankruptcy Code (NYCC and MRP, collectively, the “NYCC Entities”).

WHEREAS, the Corporation, MRP, and Banker Steel contemplate entering into a transaction whereby Banker Steel would provide the NYCC Entities with debtor-in-possession financing on terms substantially similar to those set forth in that certain loan and security agreement for DIP loans to the NYCC Entities (the “DIP Financing Agreement”), pursuant to which Banker Steel will make available to the NYCC Entities approximately \$3,000,000 in post-petition financing to be used for funding the NYCC Entities’ day-to-day operations and working capital needs;

WHEREAS, the NYCC Entities and Banker Steel contemplate entering into a certain Asset Purchase Agreement For the Acquisition of the Assets of the NYCC Entities (the “APA”), whereby the NYCC Entities shall sell to Banker Steel substantially all assets in exchange for approximately \$7,200,000;

WHEREAS, the Board deems it advisable and in the best interests of the Corporation and MRP to enter into the DIP Financing Agreement, substantially in the forms presented to the Board, respectively, and subject to such changes and alterations based on the reasonable business judgment of the Corporation’s management; and

WHEREAS, the Board deems it advisable and in the best interests of the NYCC Entities to enter into the APA, substantially in the form presented to the Board, and subject to such changes and alterations based on the reasonable business judgment of the Corporation’s management.

NOW, THEREFORE, BE IT RESOLVED, that it is in the best interests of the NYCC Entities, their creditors, shareholders and other interested parties, that petitions be filed by the NYCC Entities seeking relief under the provisions of chapter 11 of the Bankruptcy Code;

FURTHER RESOLVED, that the filing by the NYCC Entities of petitions for relief under chapter 11 of the Bankruptcy Code in the United States Bankruptcy Court for the Southern District of New York (the “Bankruptcy Court”) be, and it hereby is, authorized and approved in all respects;

FURTHER RESOLVED, that Barry King, as an officer of the Corporation is hereby authorized in the name and on behalf of the NYCC Entities to execute and verify petitions under chapter 11 of the Bankruptcy Code and to cause the same to be filed with the Bankruptcy Court;

FURTHER RESOLVED, that each of the President, Chief Executive Officer, Chief Operating Officer, and Secretary of the Corporation and MRP (each an “Authorized Officer” and collectively, the “Authorized Officers”), as an officer of the Corporation and MRP is hereby authorized in the name and on behalf of the Corporation and MRP to execute and file the petition, pleadings, schedules, affidavits, lists and other papers and to take any and all actions which the Corporation and MRP may deem necessary or appropriate in connection with the chapter 11 cases;

FURTHER RESOLVED, that execution and delivery of the DIP Financing Agreement by the NYCC Entities be, and hereby is, approved and authorized, and that the Authorized Officers of the NYCC Entities or any of them acting alone are hereby authorized, directed and empowered to execute, deliver and cause the NYCC Entities to carry out the provisions of, and perform its obligations under, the assignment of the DIP Financing Agreement, substantially in the form presented to the Board, with such changes and exhibits as any of the Authorized Officers may deem necessary or appropriate in their sole and absolute discretion, the execution and delivery of the DIP Financing Agreement by any of such Authorized Officers to be deemed conclusive evidence of such determination;

FURTHER RESOLVED, that all other transactions contemplated by the DIP Financing Agreement are hereby approved and authorized, all on substantially the terms and conditions set forth in the DIP Financing Agreement;

FURTHER RESOLVED, that the execution and delivery of the APA by the NYCC Entities be, and hereby is, approved and authorized, and that the Authorized Officers of the NYCC Entities or any of them acting alone are hereby authorized, directed and empowered to execute, deliver and cause the NYCC Entities to carry out the provisions of, and perform its obligations under, the assignment of the APA, with such changes and exhibits as any of the Authorized Officers may deem necessary or appropriate in their sole and absolute discretion, the execution and delivery of the APA by any of such Authorized Officers to be deemed conclusive evidence of such determination;

FURTHER RESOLVED, that all other transactions contemplated by the APA are hereby approved and authorized, all on substantially the terms and conditions set forth in the APA;

FURTHER RESOLVED, that the Corporation and MRP retain the law firm of Tarter Krinsky & Drogin LLP as bankruptcy counsel to represent the Corporation and MRP in connection with the aforesaid chapter 11 cases and for all other relevant purposes;

FURTHER RESOLVED, that the Corporation and MRP retain Getzler Henrich & Associates LLC as financial advisor to represent the Corporation and MRP in connection with the aforesaid chapter 11 cases and for all other relevant purposes;

FURTHER RESOLVED, that the Corporation and MRP retain William Getzler as Chief Restructuring Officer to the Corporation in connection with the aforesaid chapter 11 cases and for all other relevant purposes;

FURTHER RESOLVED, that the Authorized Officers and each of them acting individually are hereby authorized and directed to pay all expenses (subject to Bankruptcy Court approval, where necessary), in each case as in their judgment shall be necessary or desirable in order to fully carry out the intent and accomplish the purposes of the resolutions adopted herein;

FURTHER RESOLVED, that the Authorized Officers are hereby authorized and directed, in the name and on behalf of the Corporation and MRP, to do or cause to be done all such acts or things and to make, execute and deliver, or cause to be made, executed and delivered, all such agreements, waivers, documents, instruments and certificates as they may deem necessary, advisable or appropriate to effectuate or carry out the purpose and intent of the foregoing resolutions, and any and all actions of the Authorized Officers in the name and on behalf of the Corporation and MRP in executing or delivering, or causing to be executed and delivered, any agreements, documents, instruments and certificates or the taking of such other action in connection with the consummation of all transactions contemplated thereby, are hereby ratified, confirmed and approved in all respects; and

FURTHER RESOLVED, that all acts lawfully done or actions lawfully taken by said officers which were previously and/or are now necessary to effectuate the intent of the resolutions adopted herein, are hereby in all respects ratified, confirmed and approved.

**United States Bankruptcy Court
Southern District of New York**

In re NYC Constructors Inc.

Debtor(s)

Case No.
Chapter

11

VERIFICATION OF CREDITOR MATRIX

I, the President of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date: January 14, 2016

/s/ Barry King

Barry King/President
Signer/Title

BAY SHORE RECYCLING
75 CROWS MILL ROAD
KEASBEY, NJ 08832

CASTELLANO, KORENBURG & CO.
313 WEST OLD COUNTY ROAD
HICKSVILLE, NY 11801

DAVID C. STRINGER ENG. INC.
P.O. BOX 210, 447 BOLT ROAD
ALFRED, ON K0B 1A0

DCM ERECTORS INC.
110 EAST 42ND ST., SUITE 1704
NEW YORK, NY 10017

FEDERATED CRANE LLC
1640 NEW MARKET AVENUE
SOUTH PLAINFIELD, NJ 07080

FEDERATED EQUIPMENT CO., L.L.C
110 EAST 42ND STREET
SUITE 1704
NEW YORK, NY 10017

HARRIS CAMDEN TERMINAL EQUIP.
2201 MT. EPHRAIM AVENUE
CAMDEN, NJ 08104

HOWARD I. SHAPIRO & ASSOC.
266 MERRICK ROAD, SUITE 300
LYNBROOK, NY 11563

INTERNAL REVENUE SERVICE
CENTRALIZED INSOLVENCY OPER.
P.O. BOX 7346
PHILADELPHIA, PA 19101-7346

IRON WORKERS LOCAL 40
451 PARK AVENUE SOUTH
ATTN: BRIAN J. SABBAGH
NEW YORK, NY 10016

JAMM PRINTING
771 SHREWSBURY AVENUE
SHREWSBURY, NJ 07702

JENSEN KOERNER CRANE SERVICE
25 BERKSHIRE VALLEY ROAD
KENVIL, NJ 07847

NORTHEAST GAS SERVICES, INC.
27 MCDERMOTT PLACE
BERGENFIELD, NJ 07621

NYC DEPT. OF FINANCE
345 ADAMS STREET, 3RD FL
ATTN: LEGAL AFFAIRS
BROOKLYN, NY 11201

NYS DEPT. TAXATION & FINANCE
BANKR./SPEC. PROCEDURES SECT.
P.O. BOX 5300
ALBANY, NY 12205-0300

NYS UNEMPLOYMENT INS. FUND
P.O. BOX 551
ALBANY, NY 12201

ODYSSEY ASSOCIATES
1817 NORTH STEWART ST. STE 20
ATTN: JOHN MESSINA
CARSON CITY, NV 89706

S. LALANDE HOLDINGS LIMITED
110 EAST 42ND STREET
SUITE 1704
NEW YORK, NY 10017

SPARTAN MAT, LLC
5390 NW ROANOKE LANE
PORTLAND, OR 97229

STEEL DIMENSIONS INC.
42 ARAGON AVENUE
SCARBOROUGH, ON M1T 1X7

TEXTURA
1405 LAKE COOK ROAD
DEERFIELD, IL 60015

TRANSPORT EQUIPMENT SALES
286 CENTRAL AVENUE
SOUTH KEARNY, NJ 07032

TRI-STATE EMPLOYMENT SRVC INC.
160 BROADWAY
ATTN: JOHN P. MESSINA, SR.
NEW YORK, NY 10038

U.S. ENVIRONMENTAL PRO. AGENCY
1200 PENNSYLVANIA AVE. N.W.
MAIL CODE 2272A
WASHINGTON, DC 20004-2004

U.S. SECURITIES & EXCHANGE COM
200 VESEY STREET, SUITE 400
NEW YORK, NY 10281-1022

UNION BENEFITS-LOCAL 14 AND 15
44-40 11TH STREET
LONG ISLAND CITY, NY 11101

UNITED STATES ATTORNEY'S OFF.
ATTN: TAX & BANKRUPTCY UNIT
86 CHAMBERS STREET, 3RD FL
NEW YORK, NY 10007

UNITED STATES TRUSTEE'S OFFICE
201 VARICK STREET, SUITE 1006
NEW YORK, NY 10014

VANGUARD COVERAGE CORP.
131 SUNNYSIDE BOULEVARD
SUITE 112
PLAINVIEW, NY 11803